

**Appeal Docket Sheet**

**Docket Number: 2620 EDA 2016**

**Page 1 of 5**

**October 17, 2017**



**CAPTION**

Estate of Anne V. Ballinger, Deceased

Appeal of: Bernard J. Weisser

**CASE INFORMATION**

Initiating Document: Notice of Appeal

Case Status: Decided/Active

Case Processing Status: June 16, 2017 Awaiting Supreme Court Decision

Journal Number: J-S29002-17

Case Category: Civil Case Type(s): Estate/Probate/Wills/Intestate

**CONSOLIDATED CASES**

**RELATED CASES**

**SCHEDULED EVENT**

Next Event Type: Appellee Brief Filed

Next Event Due Date: January 26, 2017

Next Event Type: Record Remitted

Next Event Due Date: June 19, 2017

**COUNSEL INFORMATION**

**Appellant Weisser, Bernard J.**

Pro Se: No

IFP Status:

Attorney: Grab, Michael Steven  
Law Firm: Nikolaus & Hohenadel, L.L.P.  
Address: Nikolaus & Hohenadel Llp  
327 Locust St  
Columbia, PA 17512-1120  
Phone No: (717) 684-4422 Fax No:

**Appellee Estate of Anne V. Ballinger, Deceased**

Pro Se: No

IFP Status:

Attorney: Thomas, Clayton H., Jr.  
Law Firm: Clayton H. Thomas, Jr. Law Office  
Address: 1515 Market St Ste 2050  
Philadelphia, PA 19102-2000  
Phone No: (215) 568-7070 Fax No:

Attorney: Guernsey, John Allen  
Address: Conrad O'Brien PC  
1500 Market Street  
Suite 3900  
Philadelphia, PA 19102-1916  
Phone No: (215) 864-8066 Fax No:

**Appeal Docket Sheet**

Superior Court of Pennsylvania

Docket Number: 2620 EDA 2016

Page 2 of 5

October 17, 2017

**COUNSEL INFORMATION****Participant** Haus, Steven

Pro Se: No

IFP Status:

Attorney: Holman, Timothy James  
 Law Firm: Smith Kane Holman, LLC  
 Address: Smith Kane Holman Llc  
 112 Moores Rd Ste 300  
 Malvern, PA 19355  
 Phone No: (610) 518-4909

Fax No:

**Participant** Charles, Norman J

Pro Se: No

IFP Status:

Attorney: Guernsey, John Allen  
 Address: Conrad O'Brien PC  
 1500 Market Street  
 Suite 3900  
 Philadelphia, PA 19102-1916  
 Phone No: (215) 864-8066

Fax No:

Attorney: Thomas, Clayton H., Jr.  
 Law Firm: Clayton H. Thomas, Jr. Law Office  
 Address: 1515 Market St Ste 2050  
 Philadelphia, PA 19102-2000  
 Phone No: (215) 568-7070

Fax No:

**FEE INFORMATION**

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
08/18/2016	Notice of Appeal	85.50	08/31/2016	2016-SPR-E-001528	85.50

**AGENCY/TRIAL COURT INFORMATION**

Court Below: Philadelphia County Court of Common Pleas  
 County: Philadelphia Division: Philadelphia County Orphans' Court  
 Order Appealed From: July 19, 2016 Judicial District: 01  
 Documents Received: August 26, 2016 Notice of Appeal Filed: August 18, 2016  
 Order Type: Decree  
 OTN(s):  
 Lower Ct Docket No(s): O.C. No. 545 AP of 2013  
 Lower Ct Judge(s): Carrafiello, Matthew D.  
 Administrative Judge - Orphans'  
 Division

**ORIGINAL RECORD CONTENT**

Original Record Item	Filed Date	Content Description
Original Record	November 15, 2016	
Trial Court Opinion	November 15, 2016	

**Date of Remand of Record:****BRIEFING SCHEDULE**

## Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 2620 EDA 2016

Page 3 of 5

October 17, 2017



## BRIEFING SCHEDULE

## Appellant

Weisser, Bernard J.

Brief

Due: December 27, 2016

Filed: December 27, 2016

Reproduced Record

Due: December 27, 2016

Filed: December 27, 2016

## Appellee

Estate of Anne V. Ballinger, Deceased

Brief

Due: January 26, 2017

Filed:

## Participant

Charles, Norman J

Brief

Due: January 26, 2017

Filed: January 26, 2017

Haus, Steven

Brief

Due: January 26, 2017

Filed: January 26, 2017

## DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
August 26, 2016	Notice of Appeal Docketed	Appellant	Weisser, Bernard J.
August 26, 2016	Docketing Statement Exited (Civil)		Superior Court of Pennsylvania
September 9, 2016	Docketing Statement Received (Civil)	Appellant	Weisser, Bernard J.
November 15, 2016	Trial Court Record Received		Philadelphia County Court of Common Pleas
November 15, 2016	Trial Court Opinion Received		Philadelphia County Court of Common Pleas
November 15, 2016	Briefing Schedule Issued		Superior Court of Pennsylvania
November 18, 2016	Application for Substitution of Party	Appellee	Estate of Anne V. Ballinger, Deceased
November 18, 2016	Entry of Appearance - Private Estate of Anne V. Ballinger, Deceased	Appellee	Guernsey, John Allen
November 21, 2016	Entry of Appearance - Private Haus, Steven	Participant	Holman, Timothy James
December 12, 2016	Order		Per Curiam

Comment: Upon consideration of the motion to substitute party, the motion is hereby GRANTED and Norman J. Charles is hereby substituted for William G. Weisser.

## Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 2620 EDA 2016

Page 4 of 5

October 17, 2017



## DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
December 23, 2016	Application to Quash Appeal	Appellee Participant	Estate of Anne V. Ballinger, Deceased Charles, Norman J
December 27, 2016	Appellant's Brief Filed	Appellant	Weisser, Bernard J.
December 27, 2016	Reproduced Record Filed	Appellant	Weisser, Bernard J.
December 27, 2016	Reply Letter(s) Printed		Superior Court of Pennsylvania
January 6, 2017	Answer to Application to Quash Appeal	Appellant	Weisser, Bernard J.
January 26, 2017	Auto Submit - Reply Late		Superior Court of Pennsylvania
January 26, 2017	Participant's Brief Filed	Appellee Participant	Estate of Anne V. Ballinger, Deceased Charles, Norman J
January 26, 2017	No Brief to be Filed	Participant	Haus, Steven
	Comment: Joinder of Steven Haus, to the Brief of Appellee Norman J. Charles		
March 27, 2017	Order Denying Application to Quash Appeal Without Prejudice		Per Curiam
	Comment: The motion to quash this appeal is DENIED WITHOUT PREJUDICE to the moving party's right to again raise this issue, if properly preserved, in the appellate brief or, if the brief has already been filed, then in a new application that may be filed after the appeal has been assigned to the panel of this Court that will decide the merits of the appeal.		
March 30, 2017	Order		Per Curiam
	Comment: The Order of March 27, 2017 is VACATED to correct typographical errors in the caption. The following Order is hereby entered: The motion to quash this appeal is DENIED WITHOUT PREJUDICE to the moving party's right to again raise this issue, if properly preserved, in the appellate brief or, if the brief has already been filed, then in a new application that may be filed after the appeal has been assigned to the panel of this Court that will decide the merits of the appeal.		
March 31, 2017	Submission Letter Sent		Kohler, Benjamin D.
May 19, 2017	Affirmed		Lazarus, Anne E.

## Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 2620 EDA 2016

Page 5 of 5

October 17, 2017



## DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
June 16, 2017	Petition for Allowance of Appeal to PA Supreme Court Filed	Appellant	Weisser, Bernard J.

Comment: 277 EAL 2017

## SESSION INFORMATION

Journal Number: J-S29002-17  
 Consideration Type: Submit Panel  
 Listed/Submitted Date: April 10, 2017

## Panel Composition:

The Honorable Anne E. Lazarus	Judge
The Honorable Carl A. Solano	Judge
The Honorable Correale F. Stevens	President Judge Emeritus

## DISPOSITION INFORMATION

Final Disposition:	Yes	Judgment Date:	May 19, 2017
Related Journal No:	J-S29002-17	Disposition Author:	Lazarus, Anne E.
Category:	Decided	Disposition Date:	May 19, 2017
Disposition:	Affirmed	Filing Author:	Lazarus, Anne E.
Dispositional Filing:	<b>Memorandum</b>		
Filed Date:	5/19/2017 12:00:00AM		

## CROSS COURT ACTIONS

Docket Number:	277 EAL 2017
Court Name:	Supreme
Short Caption:	Estate of: Ballinger., A., Pet of: Weisser., B.
Case Status:	Active
Disposition:	
Disposition Date:	
Petition Reargument/Reconsideration Filed Date:	
Reargument Disposition:	
Reargument Disposition Date:	
Cross Court Action Type:	Case Initiation